FEB 06 2007

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8

I, <u>Sharon A. Nance</u>, hereby certify that this correspondence, pursuant to 37 C.F.R. §1.8, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: February 2, 2007

By Heaven U. Names

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants(s):

Stacey R. Rowlan

Docket No.:

50847.00142

Application No.:

10/813,911

Group Art Unit:

3662

Filing Date:

March 30, 2004

Examiner:

Daniel T. Pihulic

TITLE:

SYSTEMS AND METHODS OF EMPLOYING A COLLISION

AVOIDANCE SYSTEM TO ENHANCE PILOT AWARENESS

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

COMMENTS ON EXAMINER'S REASONS FOR ALLOWANCE

Commissioner:

The Examiner's statement of reasons for allowance in the prosecution history of this case is objected to, to the extent that it may give rise to reasoning that is inconsistent with the proper scope of the claims. The statement does not include at least (1) all the differences in the claims not found in the prior art of record, and (2) all the reasons why such differences are considered to define patentability over the prior art.

Patentability of each claim is imparted by each claim, as a whole. No portion of any claim is to be construed as more important for patentability than any other portion.

Applicant asserts that each claim is allowable because all statutory requirements have been met, including, *inter alia*, the absence from all of the art of record of the same inventions, as claimed, or any disclosure, teaching, or suggestion (explicit or implied) that would make the claimed inventions obvious to a person having ordinary skill in the art.

Respectfully submitted,

leg. No. 38,567

Dated: February 2, 2007

SQUIRE, SANDERS & DEMPSEY L.L.P. Two Renaissance Square 40 North Central Avenue, Suite 2700 Phoenix, Arizona 85004-4498 (602) 528-4839

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